

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IVAN SANCHEZ ARIAS

CASE NO. C-09-00760 CW

Plaintiff(s),

v.

CALIFORNIA HIGHWAY PATROL, et al.

STIPULATION AND ~~[PROPOSED]~~  
ORDER SELECTING ADR PROCESS

Defendant(s).  
\_\_\_\_\_ /

Counsel report that they have met and conferred regarding ADR and have reached the following stipulation pursuant to Civil L.R. 16-8 and ADR L.R. 3-5:

The parties agree to participate in the following ADR process:

**Court Processes:**

- Non-binding Arbitration (ADR L.R. 4)
- ✓ Early Neutral Evaluation (ENE) (ADR L.R. 5)
- Mediation (ADR L.R. 6)

*(Note: Parties who believe that an early settlement conference with a Magistrate Judge is appreciably more likely to meet their needs than any other form of ADR, must participate in an ADR phone conference and may not file this form. They must instead file a Notice of Need for ADR Phone Conference. See Civil Local Rule 16-8 and ADR L.R. 3-5)*

**Private Process:**

Private ADR (please identify process and provider) \_\_\_\_\_

The parties agree to hold the ADR session by:

the presumptive deadline *(The deadline is 90 days from the date of the order referring the case to an ADR process unless otherwise ordered.)*

other requested deadline \_\_\_\_\_

Dated: May 2, 2009

/s/ Evan Martyndale Livingstone  
Attorney for Plaintiff

Dated: May 2, 2009

/s/ David W. Hamilton  
Attorney for Defendants  
CHP, CHP Commissioner J.A.  
Farrow, and CHP Officer Bill Harm

Dated: May 2, 2009

/s/ Bonnie A. Freeman  
Attorney for County of  
Sonoma, et al.

When filing this document in ECF, please be sure to use the appropriate ADR Docket Event, e.g., "Stipulation and Proposed Order Selecting Early Neutral Evaluation."

~~[PROPOSED]~~ ORDER

Pursuant to the Stipulation above, the captioned matter is hereby referred to:

- Non-binding Arbitration
- ☒ Early Neutral Evaluation (ENE)
- Mediation
- Private ADR

Deadline for ADR session

- ☒ 90 days from the date of this order. **July 6, 2009**
- other

IT IS SO ORDERED.

Dated: 5/5/09



UNITED STATES MAGISTRATE JUDGE

**PROOF OF SERVICE**

I am employed in Sonoma County, California. I am over the age of 18 years and not a party to the within action. My business address is 50 Old Courthouse Square, Suite 401, Santa Rosa, CA 95404. On May 4, 2009, I served the following document(s):

**STIPULATION AND [PROPOSED] ORDER SELECTING ADR PROCESS**

upon the following parties via the Court's PACER-ECF electronic filing system:

**Attys for Plaintiff Ivan Sanchez Arias:**

Evan Martyndale Livingstone, Esq.  
Law Offices of Michael A. Fiumara  
182 Farmers Lane, Suite 100A  
Santa Rosa, CA 95404

**Telephone:** (707) 571-8600

**Facsimile:** (707) 568-7240

**Email:** [evanlivingstone@sbcglobal.net](mailto:evanlivingstone@sbcglobal.net)

**Attys for Defs CHP, CHP Commissioner**

**J.A. Farrow, and CHP Officer Bill Harm:**

Edmund G. Brown Jr., Esq.  
Attorney General of the State of California  
Tylor B. Pon, Esq.

Supervising Deputy Attorney General

David W. Hamilton, Esq.

Deputy Attorney General

1515 Clay Street, 20th Floor

P.O. Box 70550

Oakland, CA 94612-0550

**Telephone:** (510) 622-2193

**Facsimile:** (510) 622-2121

**Email:** [David.Hamilton@doj.ca.gov](mailto:David.Hamilton@doj.ca.gov)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Santa Rosa, California, on the date set forth above.

/s/ Tracy Kecskemeti

Tracy Kecskemeti